



State of Utah

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DIVISION OF WATER QUALITY
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cc: Tom

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May 7, 2009

Mr. Frank Filas
Environmental Manager
Energy Fuels Resources Corporation
44 Union Blvd., Suite 600
Lakewood, CO 80228

Subject: Issuance of Final Ground Water Discharge Permit UGW370007
Energy Queen Uranium Mine, San Juan County, Utah

Dear Mr. Filas:

The 30-day public comment period for Ground Water Quality Discharge Permit UGW370007 for the Energy Queen Uranium Mine concluded on March 13, 2009. Written comments were received from four individuals during the public comment period. At the request of three La Sal residents who submitted written public comments, the Division of Water Quality (DWQ) held a public meeting on April 6, 2009 at the La Sal Community Center. Oral comments were received from three individuals at the public meeting. A Public Participation Document was prepared and posted on the DWQ Public Notice webpage, and can be found at the following internet address: http://www.waterquality.utah.gov/PublicNotices/Energy_Queen_Mine_Public_Participation_Doc.pdf. As indicated by the public comments and the DWQ responses, most of the public comments were outside the scope of the ground water discharge permit, and none of the public comments caused any changes in the draft permit.

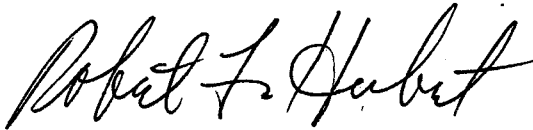
The final Ground Water Discharge Permit and Statement of Basis are enclosed. An invoice is also enclosed for the legislatively mandated fee of \$5,600 based on 80 hours of staff time devoted to the permit. Please remit this amount to the Division of Water Quality within the next 30 days.

The enclosed customer survey is intended to help us improve the permitting process to better meet your needs. Please complete the survey and return it to us in the stamped and self-addressed envelope.

Mr. Frank Filas
May 7, 2009
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If you have any questions, please contact me at rherbert@utah.gov or (801) 538-6038.

Sincerely,

A handwritten signature in black ink, appearing to read "Rob Herbert". The signature is fluid and cursive, with the first name "Rob" and last name "Herbert" clearly distinguishable.

Rob Herbert, P.G., Manager
Ground Water Protection Section

Enclosures

Cc: Dave Ariotti, DEQ Southeastern District Engineer
Southeastern Utah Health Department
Rick Bailey, San Juan County
Paul Baker, DOGM